

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 29 2003

OFFICE OF
MANAGING DIRECTOR

Lloyd B. Roach
Licensee, WCOJ Radio
17 West Gay Street
West Chester, Pennsylvania 19380

Re: Request of Waiver of Late Penalty
Fiscal Year 2001 Regulatory Fee for WCOJ
Fee Control No. 00000RROG-02-083
Bill No. 2002-9-9125

Dear Mr. Roach:

This is in response to your request, filed on behalf of WCOJ Radio, for a waiver of the \$365.00 penalty for late payment of FY 2001 regulatory fees. Our records reflect that you have not paid the late penalty.

In support of your request, you assert that you mailed the FY 2001 regulatory fee check over a week before it was due to the FCC in Pittsburgh. You raise **as** a defense the September 11, 2001 events as well as the **anthrax** scare as causes of considerable disruption to the U.S. Postal Service facilities **throughout the** country. You state that your regulatory fee was only two days late.

Our records reflect that your check for the \$1,460.00 FY 2001 regulatory fee was dated September 26, 2001 and the envelope containing this check was postmarked in southeastern, Pennsylvania on September 27, 2001. Further, your Form 159 accompanying your check was date-stamped by the Mellon Bank for receipt by the Commission on September 28, 2001. We find that the facts do not support your assertion that you mailed the FY 2001 regulatory fee in **sufficient** time for it to be timely received by the Commission on September **26**, 2001, the final date of the regulatory fee filing window for FY 2001.

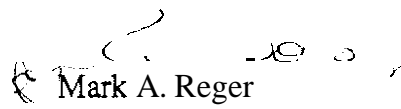
Lloyd B. Roach

2.

The Communications Act of **1934**, **as** amended, requires the Commission to assess a late payment penalty of **25** percent on any regulatory fee not paid in a timely manner. It is the obligation of the licensees responsible for regulatory fee payments to ensure that the Commission receives the fee payment no later than the final date on which regulatory fees **are** due for the year. We find that WCOJ Radio has not met its obligation to file its regulatory fee in a timely manner. We therefore deny your request for rescission of the late payment penalty for late payment of the fiscal ~~year~~ **2001** regulatory fee.

Payment of WCOJ Radio's late payment penalty of \$365.00 for FY 2001 is now due. The late payment penalty must be filed together with a copy of Bill No. **2002-9-9125**, within **30** days from the date of this letter. If you have any questions concerning this matter please contact the Revenue and Receivables Operations Group at **(202) 418-1995**.

Sincerely,


Mark A. Reger
Chief Financial Officer

Enclosure:
Bill No. **2002-9-9125**

WCOJ 1420AM

00000KROG-02-083

RECEIVED
FCC

2002 MAR 15 P 3:22

ACCOUNT PROCESSING
GROUP-DPT/RPT/TMT

March 4, 2002

Claudet Pride
Revenue and Receivables Operations Group
Federal Communications Commission
445 12th Street, S.W.
Room 1A821
Washington, DC 20554

Re: LATE CHARGE Bill # 2002-9-9125

Dear Ms. Pride:

I am in receipt of a **Late Charge** concerning our remittance to the commission for our 2001 regulatory fee. As you may be aware, both Washington, DC and New York City were attacked on September 11, 2001. This event along with the subsequent the Anthrax scare caused considerable disruption to the U.S. Postal Service facilities throughout the country.

It is our opinion that our 2001 regulatory fee, which was mailed over a week before it was due to the FCC in Pittsburgh, was delayed by these events. In addition to the post offices in other parts of the US, both the Philadelphia GPO, Southeastern PA GPO and West Chester PO were threatened by these terrorist threats on several occasions.

I am requesting a **WAIVER** in light of the fact that the FCC is now in receipt our regulatory fee and which was only two days late.

Sincerely,



Lloyd B. Roach
Licensee, WCOJ Radio

RECEIVED SEP 5 2002

| | | |
|--|---|--|
| Bill Number | Current Bill Date | Please write your bill number on your remittance. Payable to: Federal Communications Commission Send a copy of this bill to: Federal Communications Commission REVENUE & RECEIVABLE OPER. P.O. BOX 358835 PITTSBURGH, PA 15251 - 5325 |
| 2002-9-9125 | Original Bill Date | |
| FEB 20 2002 | | |
| WCOJ Radio Co., Inc. 17 west Gay Street West Chester, PA 19380 | | |
| Total Amount Due | Due Date | |
| \$365.00 | Total Amount Due Must Be Received By MAR 20 2002 | |

SPECIAL INSTRUCTIONS (OPTIONAL):

Payment of **regulatory** fees was due to the Federal Communications Commission (FCC) by midnight. September 26, 2001. Your payment was received on September 28, 2001. A 25% late penalty in the amount of \$ 365.00 has been assessed.

Please attach a copy of this bill to your payment to ensure proper credit.

| Payment Type Code | | | | Quantity | Fee Due |
|-------------------|---|---|---|----------|----------|
| F | I | N | E | 1 | \$365.00 |
| | | | | | |
| Total Due | | | | | \$365.00 |

Payment Method: Check ☐ (Attach)
 Credit card ☐ (Complete Below)

☐ Mastercard

☐ VISA

Account No.:

| | | | | | | | | | | | | | | | | | | | |
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Expiration:

| | | | | |
|-------|--|--|------|--|
| | | | | |
| Month | | | Year | |

I hereby authorize the FCC to charge my MasterCard or VISA for the service(s) / authorization(s) herein described.

AUTHORIZED SIGNATURE

DATE